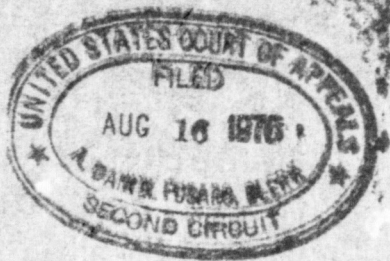


***United States Court of Appeals  
for the Second Circuit***



**PETITION FOR  
REHEARING**





# 75-7672

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## United States Court of Appeals

FOR THE SECOND CIRCUIT

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PANAGANGELOS ANTYPAS,

*Plaintiff-Appellant,*

—against—

CIA MARITIMA SAN BASILLO, S.A.,

—and—

P.D. MARCHESSINI AND CO., (HELLAS) LTD.,

—and—

P.D. MARCHESSINI AND CO., (NEW YORK) INC.,

—and—

SS "EURYBATES", her boats, engines, tackle and apparel,

*Defendants-Appellees.*

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### PETITION FOR REHEARING

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POLES, TUBLIN, PATESTIDES & STRATAKIS  
*Attorneys for Defendants-Appellees*  
Office and P.O. Address  
46 Trinity Place  
New York, New York 10006  
(212) 943-0110

JOHN G. POLES  
ALAN VAN PRAAG

*Of Counsel*

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UNITED STATES COURT OF APPEALS  
FOR THE SECOND CIRCUIT

- - - - -X

PANAGANGELOS ANTYPAS, :

Plaintiff-Appellant, :

- against - :

CIA MARITMIA SAN BASILIO, S.A., :

Index No.

- and - :

75-7672

P.D. MARCHESSINI AND CO., (HELLAS) LTD., :

- and - :

P.D. MARCHESSINI AND CO., (NEW YORK) INC., :

- and - :

S.S. EURYBATES, her boats, engines, tackle  
and apparel, :

Defendants-Appellees. :

- - - - -X

PETITION FOR REHEARING



STATEMENT

This is a petition for rehearing pursuant to Rule 25 of the Rules of the United States Court of Appeals for the Second Circuit and Rule 40 of the Federal Rules of Appellate Procedure from a decision of the Second Circuit Court of Appeals decided on August 2, 1976, wherein the order of the Court below was reversed by a majority decision of the Court.

Pursuant to Rule 35 of the Federal Rules of Appellate Procedure, it is requested that there be a rehearing in banc on the ground that the majority decision of the Court is in conflict with a prior decision of this Court.

POINT I

THE COURT HAS OVERLOOKED THE  
FACTS CONTAINED IN THE RECORD

The primary finding upon which the Court reversed the order of the Court below was that defendant Cia. Maritima San Basillo, S.A. was owned, in some measure, by American citizens. This finding has no firm basis in the facts; it is contradicted by the facts. The record and the dissenting opinion of Circuit Judge Van Graafiland correctly indicate that there is no American stock ownership of defendant Cia. Maritima San Basillo, S.A. The opinion of the majority states that the record indicates that the stock of the defendant Cia. Maritima San Basillo, S.A. was owned at the time of the injuries to plaintiff by Panaghi D. Marchessini, his wife and two sons. It is respectfully submitted that the record graphically indicate that this is not the case.

The following portions of the record completely preclude any finding that there is American stock ownership of this defendant. They are as follows:

1. The affidavit of George Georgandopoulos (R. 22(a)), Vice President & Director of Cia. Maritima San Basillo, S.A., specifically states that, "none of the directors or shareholders of Cia. Maritima San Basillo, S.A. are residents or citizens of the United States."

2. The affidavit of counsel for said defendant in



his affidavit supporting the motion in the Court below states the same (R. 13(a)).

3. A certified copy of a Certificate of Loss of Nationality of the United States dated December 27, 1962 and filed by Panaghi D. Marchessini and submitted to this Court for judicial notice subsequent to oral argument.

4. The interrogatories propounded by plaintiff specifically state that the two sons of Panaghi D. Marchessini are the sole shareholders in defendant P.D. Marchessini and Co. (New York), Inc. (R. 17(A)). Further, the affidavit of Paul A. Ganteaume (R. 16(a)), Vice President of P.D. Marchessini and Co. (New York), Inc., specifically states that none of the officers, directors or shareholders of P.D. Marchessini and Co. (New York), Inc. were officers, directors or shareholders in defendant Cia. Maritima San Basilio, S.A.

5. This very Court in Garis v. Cia. Maritima San Basilio, S.A., 386 F.2d 155, 157 (Second Cir. 1967), found that all of the officers, directors and shareholders of Cia. Maritima San Basilio, S.A. were citizens and residents of Greece.

6. The deposition submitted by plaintiff-appellees (Exhibit 12) was taken in December, 1961, that is, prior to the renunciation of citizenship of Panaghi D. Marchessini and more than five years prior to this Court's finding in Garis, supra.

7. There is nothing in the record other than this out-of-date deposition referred to above even remotely suggesting that the wife of Panaghi D. Marchessini is a shareholder of Cia. Maritima San Basilio, S.A. while the recent evidence (R. 22(a)) states unequivocally that none of the shareholders are citizens of the United States.

8. All of the above facts are uncontradicted in the record.

Based upon the foregoing, it is respectfully submitted that the Court overlooked these facts contained in the record and that there was no American stock ownership in defendant Cia. Maritima San Basilio, S.A. at the time of the alleged injuries in 1971.

The Court refers to various other "contacts" between Cia. Maritima San Basilio, S.A. and the United States as being supportive of its finding that jurisdiction should lie. It is submitted that none of these contacts are of sufficient substantiality to warrant holding that vessels of Cia. Maritima San Basilio, S.A. should be considered subject to the Jones Act. If these contacts were deemed controlling, there is hardly any foreign vessel in "liner service", that is, a regularly scheduled service, calling at the United States that would not be subject to the Jones Act. These "contacts" found by the Court are as follows:

1. Joint service operation under the name Marchessini Lines was subject to the Shipping Act of 1916.



Exhibit 4 of the record is a letter from the Federal Maritime Commission indicating that this joint service agreement was "approved by the Commission in accordance with the requirements of Section 15 of the Shipping Act, 1916." This statute is 46 U.S.C., Section 814 and states in pertinent part as follows:

"Every common carrier by water, or other person subject to this chapter, shall file immediately with the Commission a true copy, or, if oral, a true and complete memorandum, of every agreement with another such carrier or other person subject to this chapter, or modification or cancellation thereof, to which it may be a party or conform in whole or in part, fixing or regulating transportation rates or fares; giving or receiving special rates, accommodations, or other special privileges or advantages; controlling, regulating, preventing, or destroying competition; pooling or apportioning earnings, losses, or traffic; allotting ports or restricting or otherwise regulating the number and character of sailings between ports; limiting or regulating in any way the volume or character of freight or passenger traffic to be carried; or in any manner providing for an exclusive, preferential, or cooperative working arrangement. The term "agreement" in this section includes understandings, conferences, and other arrangements."

Pursuant to 46 U.S.C., Section 804, every common carrier trading in commerce with the United States is subject to the jurisdiction of the Federal Maritime Commission. As we pointed out in defendant-appellee's brief, the Shipping Act of 1916 is regulatory in nature and was neither designed nor intended to expand the Jones Act jurisdiction of United States courts upon all foreign carriers having commerce with the United States and subject to the jurisdiction of the Federal Maritime Commission.

2. Filing a tariff with the Federal Maritime

Commission by P.D. Marchessini and Co. (New York), Inc.  
Pursuant to 46 U.S.C., Section 817, which is quoted in pertinent part at Page 44 of defendant-appellee's brief, it is specifically required that every common carrier involved with transportation to or from the United States file a tariff with the Federal Maritime Commission. Since all carriers, including admittedly "foreign flag" carriers are required to file tariffs if they serve American ports pursuant to the aforesaid statute, it is submitted that the filing of a tariff by a carrier is no index at all of the citizenship of the carrier.

3. Agency agreement between P.D. Marchessini and Co. (New York), Inc. and P.D. Marchessini and Co., Ltd.  
This contact is of no material significance. Every foreign carrier, particularly those engaged in a "liner service" affording regularly scheduled calls at advertised ports, engages a local "husbanding" agents for its vessels.

Judge Weinfeld of the United States District Court for the Southern District of New York was called upon to construe an agency agreement apparently containing strikingly similar terms as the agreement before this Court in P.D. Marchessini and Co. (New York), Inc. v. Pacific Marine Corporation, 227 F. Supp. 17 (USDC SDNY 1964). In that case, the Court found the powers conferred upon P.D. Marchessini and Co. (New York), Inc. by an agency agreement are normal

non-maritime agency functions performed by husbanding agents and are in no way indicative that the "operation" of the vessel was controlled by the agent. As the Court recognized, these functions are normally conducted by local agents at every port. They solicit cargo, pay disbursements, collect freight, allocate tonnage, fix rates and space sailings.

The Court stated at pages 19-20:

"The libelant urges that the latter services, taken with those previously enumerated, that is, the totality of all services, creates a 'general agency for management, operation and maintenance of a vessel.' However, this position disregards the express terms of the agreement which define the duties of respondent. The fact is that they in no wise refer to or impose any duty upon respondent with respect to the operation of a vessel. The agreement does not provide, and nothing contained therein warrants, any claim that respondent has any part in the navigation or management of a vessel as distinguished from servicing it as ship's husband while at port."

As is evident from the attached page 14 excerpted from the "Journal of Commerce", almost every foreign flag carrier by water carrying cargo or passengers to or from the United States appoints local agents having the same powers as those conferred upon P.D. Marchessini and Co. (New York), Inc. by the aforesaid agency agreement. It is requested the Court take judicial notice of the aforesaid excerpt from the "Journal of Commerce".

4. Advertisements. Referring to the aforesaid excerpts from the "Journal of Commerce", they also show that a number of foreign flag carriers placed advertisements in



that publication to solicit business from the trade. It is also obvious from reviewing these excerpts that the applicable vessels must have local agents at the ports where the vessels call. Surely, this is not a sufficient contact to confer jurisdiction.

5. The Court's reference to an extract from the "Owners Volume of Lloyd's Register of Shippers" indicating that the owner of the EURYBATES could be contacted through P.D. Marchessini and Co. (New York), Inc. This is of no consequence. The United States is the center of world commerce, and New York is also the geographical center or midpoint for the Far East - U.S.A. - Europe trade in which the EURYBATES was engaged. This extract only discloses the fact of agency; it does not add anything to that fact.

6. Disbursements paid from New York. The fact that various disbursements incurred in New York were paid by P.D. Marchessini and Co. (New York), Inc., is clearly not an indication of control of the EURYBATES. See Judge Weinfeld's opinion in P.D. Marchessini and Co. (New York), Inc. v. Pacific Marine Corporation, supra. It is standard practice in the maritime industry that local port husbanding agents advance funds for disbursements incurred by the vessel while either loading or discharging at that particular port. Review of the accounts submitted by appellant as part of the record (Exhibit 8) clearly indicates that only disbursements in New

York were paid. Disbursements incurred by the vessel in other ports of the United States were not paid by P.D. Marchessini and Co. (New York), Inc., nor were disbursements from any other port in the world. This is clearly standard practice of local port husbanding agents and no significance should attach thereto and is a clear indication that the vessel was not controlled from the United States.

By the same token, almost any foreign carrier having a "liner service" to the United States would be represented by a New York port agent; advertise in the "Journal of Commerce"; incur disbursements made on its behalf by a port agent in New York. It is submitted that the Court cannot intend to have the Jones Act made applicable to all foreign flag steamship companies listed in the New York City yellow pages or who advertise through their regular local agents in New York performing the very same duties as those performed by P.D. Marchessini and Co. (New York), Inc. It is further submitted that none of these contacts referred to by the Court is indicative of control of the EURYBATES from the United States. No quantity of such insubstantial routine contacts can be transmuted into the qualitative requirements set forth by the United States Supreme Court in Hellenic Lines Ltd. v. Rhoditis, 398 U.S., 306 (1970).

The test here is not one of "contacts" in the

usual jurisdictional sense, but whether the facts are so compelling, so strong, that a foreign-flag carrier should be deemed in reality an American employer of seamen under the Jones Act. We submit the "contacts" here do not meet that stern test.

Comparing the facts found by the United States Supreme Court in Rhoditis, supra., to the facts of the instant action, it is clear that there are insufficient contacts in the matter at bar to confer jurisdiction upon this Court. The following facts were found in Rhoditis, supra.: 1) the owner of the vessel involved therein was a permanent resident alien of the United States; 2) the injury occurred in United States waters; 3) base of operations of the ship owner was New York; 4) the vessel involved called regularly and earned income from cargo originating or terminating in the United States. Concerning these factors with those involved in this case, we see: 1) the shareholders of the ship owning corporation are not United States citizens or permanent resident aliens; 2) the injury occurred on the high seas while the vessel was off the coast of Japan; 3) the base of operations for the vessel was not in New York. The only common or similar factor is that the vessel involved here did call regularly and did earn income from cargo originating or terminating in the United States.



It is respectfully submitted that this case should be heard by the Court of Appeals in banc pursuant to Rule 35 of the Federal Rules of Appellate Procedure in view of the conflict between the Court's holding herein and the holding of this Court in Garis v. Cia Maritima San Basilio, S.A., supra.

CONCLUSION

It is respectfully submitted that the Court, in the majority opinion and decision, overlooked the facts in the record on appeal when rendering its decision which, if noted, would have required the affirmance of the decision of the District Court herein.

Respectfully submitted,

POLES, TUBLIN, PATESTIDES &  
STRATAKIS  
Office and Post Office Address  
46 Trinity Place  
New York, New York 10006  
212-943-0110

JOHN G. POLES  
ALAN VAN PRAAG  
Of Counsel



Extract from Journal of Commerce  
Dated August 13, 1976





# FROM ATLANTIC COAST TO ——— MEDITERRANEAN

**151**



**AMERICAN EXPORT LINES, INC.**

American Flag Services  
CONVENTIONAL SERVICE  
Regularly Scheduled  
Calls At  
CASABLANCA ODESSA  
SPLIT TUNIS  
ISTANBUL

DIRECT CALLS  
SUBJECT TO INDUCEMENT AT  
\*ALEXANDRIA — ALGIERS — BAR —  
BEIRUT — CONSTANZA — ISKEN-  
DERUN — IZMIR — LIMASSOL —  
LISBON — RIJEKA — SALONICA —  
SRIKIDA — TRIPOLI

\*See shipcards 152 and 490.

**NEW YORK**  
Pier 11, Port Authority, Brooklyn  
\*EXPORT DEMOCRACY Aug. 19  
EXPORT DEFENDER Sept. 5  
EXPORT DIPLOMAT Sept. 21

**from CHARLESTON**  
EXPORT DEFENDER Aug. 27  
EXPORT DIPLOMAT Sept. 14

**from NORFOLK**  
\*EXPORT DEMOCRACY Aug. 13  
EXPORT DEFENDER Aug. 29  
EXPORT DIPLOMAT Sept. 16

**from BALTIMORE**  
\*EXPORT DEMOCRACY Aug. 15  
EXPORT DEFENDER Aug. 31  
EXPORT DIPLOMAT Sept. 17

**from PHILADELPHIA**  
\*EXPORT DEMOCRACY Aug. 16  
EXPORT DEFENDER Sept. 2  
EXPORT DIPLOMAT Sept. 18


\* Also calls Rijeka.

DEEP TANK SPACE AVAILABLE.  
ALL LABEL CARGO MUST BE  
BOOKED

**54**



**PRUDENTIAL LINES**



**AMERICAN FLAG  
DIRECT LASH  
EXPRESS SERVICE**

TO  
ALGERIA  
GREECE  
IRAQ  
LIBYA  
ROMANIA  
SPAIN

TO  
EGYPT  
IRAN  
ITALY  
MOROCCO  
RUSSIA  
SYRIA  
TURKEY

**FROM**

**2 NEW YORK**  
LASH TURKIYE Aug. 20  
LASH ATLANTICO Aug. 29


**1 PHILADELPHIA**  
LASH TURKIYE Aug. 14  
LASH ATLANTICO Aug. 23

**2 BALTIMORE**  
LASH TURKIYE Aug. 15  
LASH ATLANTICO Aug. 24

**2 NORFOLK**  
LASH TURKIYE Aug. 18  
LASH ATLANTICO Aug. 27

**2 CHARLESTON**

**57**



**ATLANTICA**  
Genoa, Italy  
Containership Service

To  
Lisbon  
†Leixoes  
Genoa  
Naples  
Leghorn  
Marseilles  
\*Beirut

From  
Bilbao  
Barcelona  
\*Alicante  
†Valencia  
Tripoli  
Benghazi  
\*Piraeus

**NEW YORK**  
Full Containers — Global Terminal,  
Port Jersey, Breakbulk/LTL—Shed A,  
Global Terminal, Port Jersey.

ATLANTICA LIVORNO Aug. 13  
ATLANTICA IBERIA Aug. 18  
ATLANTICA MARSEILLE Aug. 20

**BOSTON**  
Loading Berth Mystic Pier  
ATLANTICA LIVORNO Aug. 12  
ATLANTICA IBERIA Aug. 17  
ATLANTICA MARSEILLE Aug. 20

**ST. JOHN, N.B.**  
Loading Berth Brunterm  
Containers also received at  
Montreal & Toronto

ATLANTICA LIVORNO Aug. 11  
ATLANTICA IBERIA Aug. 16  
ATLANTICA MARSEILLE Aug. 27

**†PHILADELPHIA**  
Loading Berth  
Tioga St. Terminal

ATLANTICA IBERIA Aug. 11  
ATLANTICA MARSEILLE Aug. 20

**BALTIMORE**  
Loading Berth Dundalk Terminal

ATLANTICA LIVORNO Aug. 14  
ATLANTICA IBERIA Aug. 19  
ATLANTICA MARSEILLE Aug. 30

**†NORFOLK**  
Loading Berth N.I.T.

ATLANTICA LIVORNO Aug. 15  
ATLANTICA MARSEILLE Aug. 31

**62**



**SPANISH LINE**  
DIRECT  
Express Freight Service  
Containers Available

**BILBAO, SANTANDER,  
LA CORUNA,  
VIGO, LISBON**

ON INDUCEMENT  
GIRON

**NEW YORK**  
\*VALVANUZ Aug. 23  
\*GALEONA Sept. 7  
Loadin: Berth: Shed 291 Port Newark

**CAMPEN**  
\*VALVANUZ Aug. 24


**BALTIMORE**  
\*GALEONA Aug. 11  
\*VALVANUZ Aug. 25  
\*GALEONA Sept. 9

**NORFOLK**  
\*GALEONA Aug. 13  
\*GALEONA Sept. 10  
\* Valvanuz omits La Coruna.  
† Galeona omits Vigo.

General Agents  
**SMITH & JOHNSON**  
30 Broadway, N.Y. 10006  
344-4500


Philadelphia J. A. McCarthy, Inc.  
Baltimore Robert C. Herd  
Norfolk T. Parker Host  
Chicago Kuecker S.S. Serv.  
Pittsburgh Lavino Shpg. Co.

**63**



**D. B. TURKISH CARGO  
LINES**  
Independent Service  
LATTAKIA, \*BEIRUT,  
ISKENDERIYIN MERSIN.

**69**



**TORM  
LINES**

LISBON, LEIXOES,  
BARCELONA, ALGIERS,  
MALTA, ALEXANDRIA,  
PORT SAID


	Term Alice	(1) Term Thyra
Charleston	Aug. 17	
Savannah	Aug. 16	
Wilmington		
Norfolk	Aug. 18	
Baltimore	Aug. 19	
Philadelphia	Aug. 20	
New York	Aug. 18	Aug. 24

(1) Refrigerated space available.  
Loads Pier 3, Port Authority, Bklyn.

DEEP TANK AND CONTAINERS  
AVAILABLE

GENERAL AGENTS  
**PERALTA SHIPPING  
CORP.**  
25 Broadway, N.Y. 10004  
(212) 952-4440

**70**



**D. B. TURKISH CARGO  
LINES**  
Independent Service  
LATTAKIA, \*BEIRUT,  
ISKENDERIYIN MERSIN.

**76**



**SEA-LAND**

MEDITERRANEAN  
SERVICE  
TL & LTL SERVICE TO  
ALICANTE\*, ALGECIRAS,  
BARCELONA, CADIZ,  
CATANIA, VALENCIA,  
LISBON\*, OPORTO\*,  
MARSEILLES, GENOA,  
LEGHORN, NAPLES,  
PALERMO\*,  
TRIESTE\*, KOPER\*, RIJEKA\*,  
PIRAEUS\* (Athens)  
\* TL only.

**Eastbound Service**

**FROM ELIZABETH (N.Y.)**  
Berth 50-60 Elizabeth P.A. Piers

SEA-LAND MARKET	AUG. 11
SEA-LAND GALLOWAY	AUG. 18
SEA-LAND RESOURCE	AUG. 25
SEA-LAND MARKET	SEPT. 1

TL only to above cities from following  
ports.

**FROM PHILADELPHIA**  
Tioga Terminal, Pier 178 North

S.S. TAMPA	AUG. 13
S.S. TAMPA	AUG. 20
S.S. TAMPA	AUG. 27
S.S. TAMPA	SEPT. 3

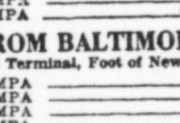
**FROM BALTIMORE**  
Seagriff Terminal, Foot of Newkirk St.

S.S. TAMPA	AUG. 15
S.S. TAMPA	AUG. 22
S.S. TAMPA	AUG. 29
S.S. TAMPA	SEPT. 5

**FROM HAMPTON ROADS  
(PORTSMOUTH)**  
Portsmouth Marine Terminal

SEA-LAND MARKET	AUG. 13
SEA-LAND GALLOWAY	AUG. 20
SEA-LAND RESOURCE	AUG. 27

**71**



**CONCORDIA**

TENERIFE, LAS PALMAS,  
BARCELONA,  
GENOA, NAPLES,  
TRIPOLI, LIMASSOL,  
BEIRUT, LATTAKIA,  
PIRAEUS

Three Bills of Lading to Baghdad,  
Musul, Amman, Aleppo, Damascus, via  
Lattakia.

**NEW YORK**  
CONCORDIA AMETA (1) Aug. 20  
CONCORDIA LAGO (1) Sept. 10  
CONCORDIA SUN (1) Sept. 24

**PHILADELPHIA**  
CONCORDIA AMETA (1) Aug. 12  
CONCORDIA LAGO (1) Sept. 2  
CONCORDIA SUN (1) Sept. 16

**BALTIMORE**  
CONCORDIA AMETA (1) Aug. 13  
CONCORDIA LAGO (1) Sept. 3  
CONCORDIA SUN (1) Sept. 17

**HAMPTON ROADS**  
CONCORDIA AMETA (1) Aug. 16  
CONCORDIA LAGO (1) Sept. 7  
CONCORDIA SUN (1) Sept. 20

(1) Also calls Benghazi.

Calls Leghorn, Alexandria and other  
Mediterranean ports on sufficient in-  
ducement.

Deep Tank & Refrigerated  
Space available.

Loads Shed 141, Port Newark.  
Tel: (212) 962-4322 — (201) 527-8200

GENERAL AGENTS  
**BOISE-GRIFFIN STEAMSHIP  
Co. Inc.**  
One World Trade Center  
38 Floor, New York, N.Y. 10048  
(212) 466-0100

**80**



**JUGOLINIJA**  
RIJEKA, YUGOSLAVIA  
INDEPENDENT EXPRESS SERVICE  
FULLY CONTAINERIZED  
VESSELS  
TO  
GENOA, LEGHORN,  
NAPLES, VENICE,  
TRIESTE, KOPER,  
RIJEKA  
\*BAGHDAD, \*TEHERAN,  
\*ALEXANDRIA,  
\*LIMASSOL,  
\*BENGHAZI

Astir \*Sair Enseraid  
New York Aug. 20 Sept. 10 Sept. 20  
Philadelphia Sept. 1 Sept. 12 Sept. 22  
Norfolk Sept. 1 Sept. 12 Sept. 22

\* Full container loads only.

**Conventional Service  
TO  
Casablanca Venice  
Trieste Rijeka**

	(1) Zvir	Klek	Vineica
New York	Aug. 13	Aug. 13	Sept. 1
Philadelphia	Aug. 13	Aug. 16	Sept. 7
Baltimore	Aug. 14	Aug. 17	Sept. 8
Norfolk			Sept. 8
Wilmington	Aug. 16		Sept. 10
Savannah	Aug. 18		Sept. 14
Tampa			Sept. 14
Boston			*Sept. 4

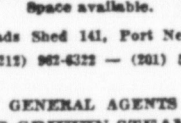
(1) Also calls Savona.  
\* Discharge port.

Will also call other Mediterranean  
ports on sufficient inducement.

Deep tank and reefer space available.  
Accepting PCL-LCL deliveries  
Foot of 36th St. & 2nd Ave., Brooklyn  
Tel. 2 499-3000

GENERAL AGENTS  
**CROSSOCEAN SHIPPING  
COMPANY, INC.**  
One World Trade Center, Suite 3048  
New York 10048  
(212) 432-1170 and 1180

**81**



**JUGOLINIJA**  
RIJEKA, YUGOSLAVIA  
INDEPENDENT EXPRESS SERVICE  
FULLY CONTAINERIZED  
VESSELS  
TO  
GENOA, LEGHORN,  
NAPLES, VENICE,  
TRIESTE, KOPER,  
RIJEKA  
\*BAGHDAD, \*TEHERAN,  
\*ALEXANDRIA,  
\*LIMASSOL,  
\*BENGHAZI

Astir \*Sair Enseraid  
New York Aug. 20 Sept. 10 Sept. 20  
Philadelphia Sept. 1 Sept. 12 Sept. 22  
Norfolk Sept. 1 Sept. 12 Sept. 22

\* Full container loads only.

**Conventional Service  
TO  
Casablanca Venice  
Trieste Rijeka**

	(1) Zvir	Klek	Vineica
New York	Aug. 13	Aug. 13	Sept. 1
Philadelphia	Aug. 13	Aug. 16	Sept. 7
Baltimore	Aug. 14	Aug. 17	Sept. 8
Norfolk			Sept. 8
Wilmington	Aug. 16		Sept. 10
Savannah	Aug. 18		Sept. 14
Tampa			Sept. 14
Boston			*Sept. 4

(1) Also calls Savona.  
\* Discharge port.

Will also call other Mediterranean  
ports on sufficient inducement.

Deep tank and reefer space available.  
Accepting PCL-LCL deliveries  
Foot of 36th St. & 2nd Ave., Brooklyn  
Tel. 2 499-3000

GENERAL AGENTS  
**CROSSOCEAN SHIPPING  
COMPANY, INC.**  
One World Trade Center, Suite 3048  
New York 10048  
(212) 432-1170 and 1180







# MIDDLE EAST FULL CONTAINER SERVICE TO

- (1)AMMAN (4)JEDDAH  
(2)BAGHDAD (5)KUWAIT  
(3)BENGHAZI (6)RIYADH  
(1)DAMASCUS (6)TABRIZ  
(5)DAMMAN (6)TEHERAN  
(3)TRIPOLI

- (1) Service temporarily suspended.  
(2) Only full container loads accepted via through bills of lading on house to house basis.  
(3) 20 ft. container house to pier only.  
(4) Only full container loads accepted via through bills of lading.  
(5) Only full container loads accepted.  
(6) FCL and LCL acceptable.

## NEW YORK

Howland Hook Terminal Station Island  
Defiance Aug. 24  
Great Republic Sept. 7

## BOSTON

J. F. Moran Terminal  
Great Republic Aug. 30

## PHILADELPHIA

Packer Avenue Terminal  
Defiance Aug. 17  
Great Republic Sept. 1

## SAVANNAH

Garden City Terminal  
Defiance Aug. 19  
Great Republic Sept. 3

## NORFOLK

Norfolk International Terminal  
Defiance Aug. 23  
Great Republic Sept. 6

## BALTIMORE

Dundalk Marine Terminal  
Defiance Aug. 21  
Great Republic Sept. 5

ALL LABEL CARGO MUST BE BOOKED.

Bookings:  
Conventional Service—  
Tel. (212) 482-8900  
Container & Re/Re Service—  
Tel. (212) 482-8910

For other important New York office telephone numbers and listing of other offices and agents see Card No. 3.

## AMERICAN EXPORT LINES INC.

17 Battery Place, N.Y. 10004

LASH TURKIYE Aug. 20  
LASH ATLANTICO Aug. 29

## 2 ODESSA

LASH TURKIYE Aug. 20

## 2 SALONICA

LASH ATLANTICO Aug. 29

## 2 PIRAEUS

LASH TURKIYE Aug. 20  
LASH ATLANTICO Aug. 29

## 2 NAPLES

LASH TURKIYE Aug. 20  
LASH ATLANTICO Aug. 29

## 2 SAVONA

LASH TURKIYE Aug. 20

## 2 CADIZ

LASH TURKIYE Aug. 20  
LASH ATLANTICO Aug. 29

## IMPORTANT NOTES FOR SHIPPERS

- 1 Only full barge loads accepted.  
2 Less than barge loads accepted.

Breakbulk cargo accepted until 3:00 P.M. - 48 hours before New York sailing date.  
(Will call other ports with inducement.)  
Deep tank space available.  
Passenger space available.

## PRUDENTIAL LINES, INC.

One World Trade Center  
Suite 3001  
New York, New York 10048

N.Y. Freight Bookings (212) 715-0000  
N.Y. Freight Cashes (212) 715-0000 ext. 348/200

ATLANTA: (900) 996-4543  
BALTIMORE: (301) 539-2996  
BOSTON: (617) 571-4407  
CHARLESTON: (803) 577-9520  
CHICAGO: (312) 763-4145  
CLEVELAND: (216) 533-6100  
DETROIT: (313) 509-5224  
NORFOLK: (804) 672-5311  
PHILA.: (215) 820-8500  
PITTSBURGH: (412) 977-9887  
SAVANNAH: (904) 332-5681

VALENCIA Sept. 6  
AMERICANA Sept. 6  
TALCANTE Sept. 6  
BARCELONA Sept. 7  
AMERICANA Sept. 7  
MARSEILLES Sept. 8  
AMERICANA Sept. 8  
LEGHORN Sept. 9  
AMERICANA Sept. 9  
GENOA Sept. 11  
AMERICANA Sept. 11  
NAPLES Sept. 12  
AMERICANA Sept. 12  
CADIZ Sept. 15  
AMERICANA Sept. 15

\* Full container and Re/Re service only.  
† House/house service only.

## General Agents

## SEATRAN AGENCIES, INC.

85 Pine St.  
New York, N.Y. 10005  
Tel: 623-6400  
Bookings & Customer Service  
623-6410  
Bills of Lading  
623-6400  
Rate inquiries  
623-6586 & 623-6587

Atlanta 404-447-9443  
Baltimore 301-382-7500  
Boston 617-823-4031  
Bridgeport 303-324-3944  
Charleston 803-747-3636  
Chicago 704-427-4906  
Cleveland 313-394-3900  
Dallas 214-491-8190  
Houston 714-436-3530  
Long Beach 714-437-0574  
Memphis 901-794-8990  
New Orleans 504-581-8613  
New York 212-423-6400  
Norfolk 804-428-9887  
Oakland 415-438-2250  
Philadelphia 215-687-1490  
Portland 503-234-7136  
Rochester 716-484-1960  
Seattle 206-476-5200  
Tampa 800-423-6900  
Toronto 416-594-6206  
Vancouver 604-693-7121

## Future Arrivals

### Continued—

Lines - Rotterdam Felixstowe Hamburg Havre mds NY pier Howland Hook SI thence to Balt Aug 27 Nor 25.  
Aug 18 AMERICAN ARGOSY - U.S. Lines - Havre Rotterdam Felixstowe Hamburg mds NY pier Howland Hook SI thence to Balt Aug 20 Nor 21.  
Oct 4 AMERICAN ASTRONAUT - U.S. Lines - Honolulu Guam Hong Kong Kobe Yokohama via Oakland Long Beach Panama Savan Oct 2 mds NY pier

BLASCO  
MET-ATLANTIC LINE  
Independent Container Service  
GENOA, LEGHORN, NAPLES,  
PIRAEUS, BENGHAZI,  
TRIPOLI  
ISTANBUL, C 35A  
FROM NEW YORK  
IVAN SHEPETKOV Aug. 16  
NIKOLAY ANANYEV Aug. 23  
SALVADOR ALLENDE Sept. 1  
IVAN SHEPETKOV Sept. 11  
FROM PHILADELPHIA  
IVAN SHEPETKOV Aug. 17  
NIKOLAY ANANYEV Aug. 24  
SALVADOR ALLENDE Sept. 2  
IVAN SHEPETKOV Sept. 13  
FROM NORFOLK  
IVAN SHEPETKOV Aug. 16  
NIKOLAY ANANYEV Aug. 23  
SALVADOR ALLENDE Sept. 1  
IVAN SHEPETKOV Sept. 11  
FROM BALTIMORE  
IVAN SHEPETKOV Aug. 18  
NIKOLAY ANANYEV Aug. 25  
SALVADOR ALLENDE Sept. 4  
IVAN SHEPETKOV Sept. 14

\* Full container loads only.  
Loading North  
New York: I.T.O. Terminal, Bldg. 2200 Bay Ave., Elizabeth, N.J.  
Philadelphia: Pier 5, Broadway Terminal, Camden, New Jersey.  
Baltimore: Shed 6 & 7 Dundalk Marine Terminal  
AGENTS  
NORTON, LILLY & Co., Inc.  
New York: 90 West Street, N.Y., N.Y. 10006 (212) 785-4409  
Atlanta: (404) 390-6168  
Baltimore: (301) 584-7263  
Boston: (617) 580-8375  
Chicago: (312) 440-8565  
Cleveland: (216) 499-6522  
Detroit: (313) 861-0020  
Norfolk: (804) 674-7035  
Philadelphia: (215) 741-0076

Howland Hook SI thence to Balt Oct 1 Nor 2.  
Aug 20 AMERICAN LEGACY - U.S. Lines - Rotterdam Bremerhaven Havre mds NY pier Howland Hook SI thence to Phila Aug 31 Charl Sept 3 Jacks 3 Savan 4.  
Aug 21 AMERICAN LEGACY - U.S. Lines - Rotterdam Bremerhaven Havre mds NY pier Howland Hook SI thence to Phila Aug 24 Charl 26 Jacks 27 Savan 28.  
Sept 1 AMERICAN LEGEND - U.S. Lines - Rotterdam Felixstowe Havre mds NY pier Howland Hook SI thence to Balt Sept 3 Nor 4.  
Sept 14 AMERICAN LIBERTY - U.S. Lines - Honolulu Guam Hong Kong Yokohama via Oakland Long Beach Panama Savan Sept 12 mds NY pier Howland Hook SI thence to Balt Sept 15 Nor 16.  
Aug 17 AMERICAN LYNX - U.S. Lines - Honolulu Guam Hong Kong Kobe Yokohama via Oakland Long Beach Panama Savan Aug 14 mds NY pier Howland Hook SI thence to Balt Aug 18 Nor 19.  
Aug 21 AMERICANA Ital-Italian Lines - Seatrain Agency - Valencia Barcelona Leghorn Genoa Naples Alicante

ALEXSHIP  
ALEXANDRIA SHIPPING & NAVIGATION CO.  
The New "Open Door"  
Egyptian Flag Express Service  
To  
ALGIERS, TUNIS,  
ALEXANDRIA, LATTAKIA

AL KAHRAH  
Savannah Aug. 16  
New York Aug. 18  
WH call other ports on inducement.  
Loads Pier Foot of 21st St., N.Y.  
North Atlantic-TIT Ship Agencies, Inc.  
New York 212/797-2346  
North Atlantic-TIT Ship Agencies, Inc.  
New York-Line Manager 212/797-2128  
Outward/Inward Traffic 212/797-2346  
Documentation 212/797-2372  
S. Atlantic-Willis Shipping Agency, Inc.  
Savannah 912/335-6641  
Gulf-Terminal Transportation Services  
New Orleans 504/534-3838  
Houston 713/335-5467

Howland Hook SI thence to Balt Oct 1 Nor 2.  
Aug 20 AMERICAN LEGACY - U.S. Lines - Rotterdam Bremerhaven Havre mds NY pier Howland Hook SI thence to Phila Aug 31 Charl Sept 3 Jacks 3 Savan 4.  
Aug 21 AMERICAN LEGACY - U.S. Lines - Rotterdam Bremerhaven Havre mds NY pier Howland Hook SI thence to Phila Aug 24 Charl 26 Jacks 27 Savan 28.  
Sept 1 AMERICAN LEGEND - U.S. Lines - Rotterdam Felixstowe Havre mds NY pier Howland Hook SI thence to Balt Sept 3 Nor 4.  
Sept 14 AMERICAN LIBERTY - U.S. Lines - Honolulu Guam Hong Kong Yokohama via Oakland Long Beach Panama Savan Sept 12 mds NY pier Howland Hook SI thence to Balt Sept 15 Nor 16.  
Aug 17 AMERICAN LYNX - U.S. Lines - Honolulu Guam Hong Kong Kobe Yokohama via Oakland Long Beach Panama Savan Aug 14 mds NY pier Howland Hook SI thence to Balt Aug 18 Nor 19.  
Aug 21 AMERICANA Ital-Italian Lines - Seatrain Agency - Valencia Barcelona Leghorn Genoa Naples Alicante

BARCELONA  
S.S. WACOSTA Aug. 14  
S.S. AFONDERIA Aug. 21  
S.S. WARRIOR Aug. 28  
S.S. WACOSTA Sept. 4  
PIRAEUS  
S.S. AFONDERIA Aug. 15  
S.S. WARRIOR Aug. 22  
S.S. WACOSTA Aug. 29  
S.S. AFONDERIA Sept. 5  
SAILING every Tuesday  
And weekly service to and from Sicily, Sardinia, Malta, Majorca.  
For information and bookings please contact our nearest office.  
SHELLEN, N.Y. (301) 694-7400  
NEW YORK, N.Y. (212) 466-3300  
ATLANTA, GA. (404) 286-9074  
BALTIMORE, MD. (301) 675-1000  
BOSTON, MASS. (617) 286-7720  
CHICAGO, ILL. (312) 597-1400  
CHICAGO, ILL. (312) 722-8151  
CHICAGO, ILL. (312) 536-3474  
CLEVELAND, OHIO (216) 773-6000  
DALLAS, TEX. (214) 634-0000  
DENVER, CO. (303) 745-1448  
HAMPTON, VA. (703) 293-4071  
HOUSTON, TEX. (713) 672-6631  
JACKSONVILLE, FLA. (904) 354-6081  
LOS ANGELES, CAL. (213) 622-7411  
MIAMI, FLA. (305) 696-1632  
NEW ORLEANS, LA. (504) 283-4373  
OAKLAND, CAL. (415) 371-1000  
PITTSBURGH, PA. (412) 381-3500  
PHILADELPHIA, PA. (215) 623-6527  
PORTSMOUTH, VA. (703) 255-4071  
ROCHESTER, N.Y. (716) 454-1771  
ST. LOUIS, MO. (314) 878-4300  
SAVANNAH, GA. (912) 332-3301  
SYRACUSE, N.Y. (315) 473-5474

Marseilles via St. John mds Port Seatrain Whkn NJ thence to Balt Aug 26 Portsmouth 27 Charl 2.  
Sept 13 ANDREA LEMOS Grk - Retia Steamship - Antwerp not calling NY for Providence Sept 25 Bridgeport 27 Balt 29.  
Sept 23 ANNA MAERK Dan - Maersk Line - Moller Steamship - Jakarta Bangkok Manila Singapore Kaohsiung Hong Kong Keelung Kobe Tokyo via Long Beach Panama mds Berth 51 Port Newark thence to Phila Sept 28 Balt 29 Charl 23.  
Sept 1 ANNE CHRISTINA Du - Holland Pan-American Line Constellation Navigation - Anuncion Porto Alegre Santos via Richmond Aug 28 mds Shed 200 Port Newark.  
Aug 26 ANNIEA U Lib - Jan C. Uterwyk - Leghorn Valencia Seville Lisbon not calling NY for Miami Aug 26.  
Sept 11 ARAS Turk - D.B. Turkish Cargo - Thule ship Agency - Mediterranean Ports mds NY pier 5 Bush Docks Bklyn thence to Phila Sept 14 Nor 15 Balt 16.  
Aug 17 ARECIBO - Puerto Rico Marine Management - San Juan mds Elizabeth NJ.  
Aug 26 ARIL MAERK Dan-Maersk Line - Moller Steamship - Europe

Bandar Shahpour Khorramshahr Bandar Abbas mds NY pier 5 Atlantic Ave Bklyn thence to Balt.  
Sept 17 ARYA NAE Iran - Arya National Shipping Lines - Norton Lily - Bandar Shahpour Khorramshahr Bandar Abbas via New Ori Houst Balt Sept 14 Phila 16 mds NY pier 5 Atlantic Ave Bklyn.  
Aug 26 ARYA SHAD Iran - Arya National Shipping Lines - Norton Lily - Bandar Abbas mds NY pier 5 Atlantic Ave Bklyn thence to Phila Sept 1 Balt 2.  
Aug 18 ASHALINKER Br-Seatrain Lines - Havre Rotterdam Bremerhaven Greenock mds Port Seatrain Whkn NY thence to Nor.  
Sept 23 ASFAMA F LEMOS Grk - Retia Steamship - Kunan Inchon Busan via Panama not calling NY for Charl Sept 23 Nor 26 Camden 28.  
Aug 29 ASTIR Yugo - Jugolinia-Crossroads Shipping - Mediterranean Ports mds NY pier ft 34th St Bklyn thence to Phila Sept 1 Nor 2.  
Aug 18 ASUNCION Par - Holland Pan-American Line Constellation Navigation - Anuncion Porto Alegre Santos mds Phila Aug 12 Richmond 15 mds Shed 207 Port Newark.  
Aug 26 ATLANTIC CAUSEWAY Br - Atlantic Container Line - Gothenburg Liverpool Greenock via Halifax mds Berth 10 Shed 3000 Elizabeth NJ.  
Aug 18 ATLANTIC CINDERELLA Swe - Atlantic Container Line - Gothenburg Liverpool Greenock via Hamburg mds Berth 10 Shed 3000 Elizabeth NJ.  
Aug 23 ATLANTIC COGNAC Fr - Atlantic Container Line - Rotterdam Southampton Havre mds Berth 70 Shed 3000 Elizabeth NJ thence to Portsmouth Aug 24 Balt 25.  
Aug 24 ATTIC COMET Du-Atlantic Line - Chester Blackburn & Roder - West Indies mds NY pier ft 23rd St Bklyn.  
Sept 21 ATLANTIC EAGLE Lib-Retia Steamship - Lianga General Island Ilijan Sisig Davao Kaohsiung not calling NY for Bridgeport Sept 21 Camden 23 Nor 26 Charl 27 Savan 30.  
Aug 21 ATLANTIC PEARL Lib - Atlantic Line - Chester Blackburn & Roder - West Indies mds NY pier ft 23rd St Bklyn.  
Aug 23 ATLANTIC SKY Du - Atlantic Lines - Chester Blackburn & Roder - West Indies mds NY pier ft 23rd St Bklyn.  
Aug 18 ATLANTIC SPAN Swe - Atlantic Container Line - Antwerp Bremerhaven Gothenburg Liverpool via Halifax mds Berth 10 Shed 3000 Elizabeth NJ thence to Balt Aug 2. Portsmouth 22.  
Aug 20 ATLANTIC SUN NA - Atlantic Lines - Chester Blackburn & Roder - West Indies mds NY pier ft 23rd St Bklyn.  
Aug 18 ATLANTIC IBERIA Fr - Atlantic Line - Container Agency - Naples Genoa Leghorn Alicante Valencia Barcelona Marseilles Lisbon via St John NB Bost Aug 17 mds NY pier Global Marine Terminal Port Jersey JC thence to Balt Aug 19.  
Aug 21 ATLANTIC MARSEILLE Fr - Atlantic Line - Container Agency - Naples Genoa Leghorn Alicante Valencia Barcelona Marseilles Lisbon via St John NB Bost Aug 28 mds NY pier Global Marine Terminal Port Jersey JC thence to Balt Aug 30 Nor 31.  
Sept 3 AUSTRAL ENNIS - Farrell Line - Melbourne Sydney Brisbane Auckland Wellington via Veracruz New Ori Charl Sept 6 Nor 7 Phila 8 mds Shed 220 Port Newark.  
Sept 23 AUSTRAL ENTENTE - Farrell

ocean Shipping - London Bremen Bremer Antwerp Rotterdam Amsterdam not calling NY for Sept 14 Wilm 17.  
Aug 21 BAKKAR Grk - Iceland Steamship - A.L. Barback - Reykjavik not calling NY for Portsmouth Aug 21. Sept 4 Balt 10 mds NY pier 5 Atlantic Ave Bklyn.  
Sept 13 BANGOR Grk - Copenhagen Maritime Services - Torsen Bklyn - Ystad Torsen Bklyn via West New Ori Balt Sept 13 Phila 25 mds NY pier 5 Atlantic Ave Bklyn.  
Aug 18 BERNARDINO OMBELA Port-Portuguese Line - Torsen Bklyn - Hibao Lizaola Lisbon Praha via Phila Aug 16 7 11 mds NY pier 5 Bush Docks Bklyn.  
Aug 21 BELLEFLORE Du - Canal Line - Hainan Inc - Rotterdam Bremen not calling NY for Savan Aug 21.  
Aug 20 BERINGEN - Puerto Rico Marine Management - San Juan mds Elizabeth NJ.  
Aug 18 BOW OAK Sw - Trans-Oceania Line - Boise-Griffin - Bremerhaven Hamburg via Bost Aug 16 mds Shed 220 Port Newark.  
Oct 6 BRETAGNE Dan - Delta Line - Stevenson-Kitt - West Africa via Phila Oct 2 mds NY pier 2 Portsmouth 24 Wilm 26.  
Sept 6 BRONHAW LACHOWSKI Pol - Polish Ocean Lines - Gdynia America Line - Gdynia Bremerhaven mds Shed 220 Port Newark Savan 28 Balt Sept 5 Wilm 18.  
Aug 17 BRUNARF Grk - Iceland Steamship - A.L. Barback - Reykjavik via Argentina NY Coastguard Aug 16 Cambridge 18 Nor 23 Portsmouth 24 MOT Bayonne NJ.  
Sept 23 BUNGA CREEKPAK Mal-Retia Steamship - Kunan Inchon Busan not calling NY for Wilm Sept 22 Nor 24 Wilm 26.  
Aug 20 CV LIGHTNING - American Export Lines - American Bremerhaven Felixstowe Havre mds NY pier Howland Hook SI thence to Balt Aug 21 Nor 22.  
Aug 21 CAENMORE Br - Retia Steamship - Busan Kunan via Panama not calling NY for Camden Aug 21 Nor 23 Charl 25 Jacks 26.  
Aug 23 CAPTAIN LEGOSSE Lib - Cunard Brockton - Calcutta Chittagong Chama not calling NY for Wilm Del Aug 26 Savan 28.  
Sept 8 CAPTAIN LEGOSSE Cyp - South African Marine Corp - Philadelphia NY pier ft 60th St Bklyn.  
Sept 13 CAROLINA Ger - Scandinavian Continental Line - North America Inc - Gefle Vamerns Ornskoldsvik Kotka via Borei not calling NY for Balt Sept 13 New Haven 16 Phila 14.  
Aug 20 CHAD MING Tai - Yangming Marine Line - Borei International - Keelung Kaohsiung via Panama mds NY pier 11 Atlantic Bklyn thence to Phila Aug 21 Wilm Sept 3 Charl 5 Savan 6.  
Aug 19 CHARLESTON - Sea-Land - Houston mds Elizabeth NJ.  
Sept 16 CHENNAI Pan - National Shipping Corp of Panama - TIT Ship Agencies - Karachi Amr Deabi via Montreal Detroit Chicago Hamilton mds NY pier 1 Portsmouth 8 Bklyn thence to Balt Sept 7.  
Aug 25 CHERIE HERNANDEZ Pan - Royal Netherlands - West Indies via Balt Phila mds NY pier ft 30th St Bklyn.  
Aug 13 CIRAB DE BARQUESMETO

(Continued on Following Page)



SERVICE OF THREE (3) COPIES OF THE WITHIN  
*Petition* IS HEREBY ADMITTED  
THIS 17 DAY OF August 1976

*Lebowitz & Saks*  
Attorney(s) for  
*Plaintiff-Appellant*

NEW YORK, N.Y. 10013

